



GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

January 7, 2019

Howard Strand, Field Office Director
Office of Surface Mining
1999 Broadway, Suite 3320
Denver, CO 80202-3050

Subject: Phase III Bond Release, PacifiCorp, Deer Creek Mine, Left Fork of Rilda Canyon, C/015/0018, Task #5775

Dear Mr. Strand:

Enclosed is the Division's Decision Document for the Phase III bond release of the 2.33 acres in the left fork of Rilda Canyon at PacifiCorp's Deer Creek Mine. PacifiCorp has requested bond release of the 2.33 acres but is not requesting a bond reduction at this time. The Division finds PacifiCorp has met the regulatory requirements for Phase III bond release and recommends approval. We request the Office of Surface Mining's concurrence with this determination. A copy of the Phase III bond release inspection report is included in this package along with the documentation of events. Please provide your determination at your earliest convenience.

If you have any questions or need further information, please feel free to call me at (801) 538-5350.

Sincerely,

Steve Christensen
Permit Supervisor

Enclosure

cc: Alexis Long, OSM

Kenneth Fleck, Interwest Mining

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2.33 acres in the Left Fork of Rilda Canyon
Phase III Bond Release
PacifiCorp
Deer Creek Mine
C/015/0018
Emery County, Utah

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DECISION DOCUMENT

2.33 acres in the Left Fork of Rilda Canyon
Phase III Bond Release
PacifiCorp
Deer Creek Mine
C/015/0018
Emery County, Utah

ACTION

Phase III bond release is requested for 2.33 acres in the left fork of Rilda Canyon. The Permittee is not applying for a bond reduction at this time.

BACKGROUND

The 2.33 acres in the Left Fork of Rilda Canyon

This site was mostly reclaimed by PacifiCorp but after a large fire occurred in the area (Trail Mountain Fire), the Forest Service requested that this area be returned to them so that they could construct sediment control features in an effort to prevent damage to the Emery County Water Users Springs in the Rilda drainage.

PacifiCorp is seeking Phase I, II & III bond release of this 2.33 acre area.

CHRONOLOGY FOR PHASE III BOND RELEASE

October 29, 2018	PacifiCorp submits the Phase III bond release application for the Deer Creek left fork of Rilda Canyon area.
October 29, 2018	PacifiCorp sends letters to local governments, planning agencies, surface owners, and subsurface owners, notifying them of the proposed bond release: Darren Olsen, US Forest Service Emery County Board of Commissioners Emery County Planning and Zoning Emery County Public Lands Council Roger Bankert, Bureau of Land Management Tom Faddies, State Institutional Trust Lands Administration Donald Hartley, State Historic Preservation Office Mark Stilson, Utah Division of Water Rights Howard Strand, Office of Surface Mining

November 6, 2018	The Division determines the application to be administratively complete and approves the newspaper notice for publication.
November 8, 2018	<p>The Division sends letters on invitation for the bond release inspection to be held November 27, 2018 to:</p> <p>Emery County Commission Emery County Planning and Zoning Emery County Public Lands Emery Water Conservancy District Huntington-Cleveland Irrigation Company LaMar Guymon, Huntington City Tom Faddies, State Institutional Trust Land Administration Marc Stilson, Utah Division of Water Rights Chris Wood, Utah Division of Wildlife Resources Donald Hartley, State Historic Preservation Office Jeff McKenzie, Chris Conrad; Bureau of Land Management Howard Strand, Alexis Long; Office of Surface Mining Darren Olsen, Jeff Salow, Ryan Nehl; US Forest Service Kenneth Fleck, Interwest Mining Company</p>
November 14, 21, 28 And December 5, 2018	Phase III Bond Release Published in the ETV 10 News
November 27, 2018	<p>Phase III bond release inspection. In attendance:</p> <p>Kenneth Fleck, Chuck Semborski; Interwest Mining Company Daron Haddock, Priscilla Burton, Dana Dean, Steve Christensen Justin Eatchel, Keenan Storrar; Utah Division of Oil, Gas & Mining Tom Medlin; Office of Surface Mining Rebecca Anderson, Andrea Johnson; Bureau of Land Management TJ Cook; Utah Division of Wildlife Resources Jeff Salow; US Forest Service Ray Peterson; Emery County</p>
December 13, 2018	The Utah Division of Oil, Gas & Mining receives concurrence from the United States Forest Service
December 26, 2018	The Utah Division of Oil, Gas & Mining receives concurrence from the Bureau of Land Management
January 7, 2019	Public comment period closes: The Division receives no comments.

SUMMARY OF FINDINGS

The Phase III bond release was advertised for four consecutive weeks. No comments were received during the public comment period. A bond release inspection was conducted on November 27, 2018. No problems were identified. The technical analysis for Phase III bond release for the 2.33 acres in the left fork of Rilda Canyon is attached.

PHASE III BOND RELEASE RECOMMENDATION

The recommendation is that the Division approve Phase III bond release for the 2.33 acre area. The Permittee has not applied for a bond reduction at this time.



GARY R. HERBERT

Governor

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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Technical Analysis and Findings

Utah Coal Regulatory Program

PID: C0150018
TaskID: 5775
Mine Name: DEER CREEK MINE
Title: PHASE III BOND RELEASE

Summary

Interwest Mining Company submitted a Phase III bond release application for the Rilda Canyon Left Fork facilities of the Deer Creek mine on October 29, 2018. The Deer Creek mine ceased coal mining operations in early January 2015 and transitioned to reclamation activities. Most of the southern workings of the mine were immediately sealed. However, access to the Mill Fork lease through the Rilda Right and Rilda Left facilities remained open while the mine installed a groundwater gravity drainage mitigation pipeline to handle potential discharge from the Mill Fork lease mine workings. The mine portals in Rilda Right and Rilda Left were finally sealed and the mine completed final abandonment in December 2017. Demolition of mine facilities and backfill and grading earthwork in Rilda Canyon commenced in early 2018.

In June 2018, the Trail Mountain wildfire on East Mountain subsequently burned over 18,000 acres including the mine's disturbed areas in both the Left and Right Forks of Rilda Canyon. The contributing watersheds above these facilities were burned at high severity. The USDA Forest Service requested the Rilda Left disturbed area of 2.33 acres be returned to them so they could construct sediment control basins to protect downstream structures at risk from elevated peak flows and post fire sediment yields. The installed basins will protect the spring boxes owned and operated by the North Emery Water Users Special Service District below the mine's disturbed area along Rilda Canyon creek.

A Phase III bond release site inspection took place on November 27, 2018. See inspection report 6301 for additional information regarding the bond release. Refer to Dwg DS1800D for the location of former Surface Facilities removed and/or sealed by the Permittee. Map 2-17A provides acreages and an outline of the area to receive bond release.

Reclamation standards of success as outlined by the State of Utah's R645 requirements shall not be applied to this Phase III bond release. The USDA Forest Service has assumed full control and management of the released acreage. The Forest's engineer(s), soil scientist(s), biologist(s), hydrologist(s), etc. will implement Best Management Practices ensuring the site complies with all State and Federal regulations.

kstorrar

Reclamation Plan

Topsoil and Subsoil

Analysis:

The application meets the requirements of R645-301-242.300, topsoil replacement, because the post mining land use is a U.S. Forest Service catch basin. The topsoil dedicated for final reclamation of this catch basin remains stable in a

stockpile.

Map 2-17A illustrates the location of topsoil salvage and provides acreages for the area. The fan portal and substation (1.4 acres) were removed. The road and topsoil stockpile remain (0.96 acres), per USFS request. A catch basin was roughed in by the USFS and now occupies the area shown as substation, pump house and fan house on Dwg DS1800D (in MRP Vol. 2). Formerly, there were very deep soils in this location, with an 18 inch topsoil horizon. These soils are stored in the 3,740 CY stockpile (MRP Vol. 2, Part 3, p. 34). At the time of the inspection approximately 8 inches of snow covered the topsoil pile. These soils may eventually be used by the USFS to reclaim the catch basin.

pburton

Bonding Determination of Amount

Analysis:

The application meets the State of Utah R645 requirements for Determination of Bonding Amount.

The application satisfies the minimum requirements of R645-301-830 since Attachment 7 includes a summary of the current bond and how the proposed bond release affects the total reclamation bond estimate. As of February 2018 all of the facilities were demolished and the intake and return portals sealed in the left fork of Rilda Canyon. By July 2018 the 2.33 acres of land where the old structures used to reside were allotted to the USFS, and completely removed from the mine permit. Since this action completely absolves the Permittee of any further reclamation obligations, the portion of the reclamation bond that addresses reclamation in the left fork of Rilda Canyon must be removed. These include the following direct costs:

Pocking -- \$623

Revegetation -- \$11,395

Permittee is not requesting a bond release at this time, therefore the current reclamation bond amount on file with the Division will remain unchanged at \$3,374,000. The overall reclamation bond liability will decrease by \$12,018 as a result of removing the pocking and revegetation costs from the bond.

jeatchel

PROOF OF PUBLICATION AFFIDAVIT

I, Scottie Draper, being first duly sworn, state that I am the Publisher of ETV 10 News, a weekly newspaper of general circulation published at Price, County of Carbon, State of Utah; and that the advertisement or notice, a printed copy of which is attached hereto, was printed and published in said newspaper for four issues and on www.utahlegals.com website on the same day as the first newspaper publication date as follows:

November 14, 2018

Scottie Draper

Scottie Draper, Editor

20 18. Subscribed to and sworn before me this 5th day of December,



Tanya Short
Notary Public

Public Notice

**Application for Phase III Bond Release
Deer Creek Mine Rilda Canyon Left Fork Portal Facility
C/015/0018
PacifiCorp Interwest Mining Company
P.O. Box 310
Huntington, Utah 84528**

PacifiCorp, by and through its wholly-owned subsidiary, Interwest Mining Company ("Interwest"), has filed with the Division of Oil, Gas and Mining an application for Phase III Bond Release for 2.33 acres of the Deer Creek mine site.

On July 2, 2018, United States Forest Service, as the Federal land management agency (FLMA), requested a post-mining land use change to the reclamation plan in accordance with 30 CFR 740.4 (c) (2) to include a debris catchment basin for the protection of municipal water supplies downstream from the Left Fork Rilda Portal reclamation site. All areas for bond release have met the regulations of the R645 Utah Coal Rules in regards to the Post Land Use Change standards for Phase III Bond Release (refer to R645-361-880,300). The entire Left Fork mine site and access road area is proposed for release. The locations of the areas are as follows:

**Deer Creek Mine Rilda Canyon Left Fork Facility
Legal Description, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 29, T16S, R7E, SLB&M**

PacifiCorp decommissioned the Deer Creek Mine in December of 2017:

- Permanent high-strength concrete seals were constructed in the Left Fork portals:
 - o Intake Portal 12/19/2017
 - o Fan Portal 12/20/2017
- Demolition of the surface structures completed 2/2018
- Backfilled the intake and return portals with 25' of non-combustible fill – 2/2018
- MSHA approved sealing of the Left Fork portals February 2018 – mine declared "abandoned"

PacifiCorp currently maintains a \$3,374,000 surety bond for the Deer Creek Mine payable to the Division of Oil, Gas, and Mining. PacifiCorp is requesting reclamation liability release for Rilda Canyon Left Fork Facilities and will maintain the current surety bond of \$3,374,000. A renewed mining permit was issued by the State and became effective on February 7, 2016.

A copy of the Phase III application may be examined at the office of the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801 and also at the Records Office located in the Emery County Courthouse in Castle Dale, Utah. Written comments, objections, or requests for an informal conference may be submitted to the Salt Lake City address. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, and State and Federal regulations promulgated pursuant to said Act.

Published in the ETV News Progress for four consecutive weeks beginning with the acceptance of the Phase III application.



State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Inspection Report

Permit Number:	C0150018
Inspection Type:	BOND RELEASE
Inspection Date:	Tuesday, November 27, 2018
Start Date/Time:	11/27/2018 10:00:00 AM
End Date/Time:	11/27/2018 12:30:00 PM
Last Inspection:	Thursday, November 8, 2018

Inspector: Daron Haddock,

Weather: Mostly Sunny, cold

InspectionID Report Number: 6301

Accepted by: DHADDOCK
12/17/2018

Representatives Present During the Inspection:

OGM	Daron Haddock
Company	Chuck Semborski
Company	Kenneth Fleck
OGM	Priscilla Burton
OSM	Tom Medlin
OGM	Dana Dean
OGM	Steve Christensen
OGM	Justin Eatchel
OGM	Keenan Storrar

Permittee: **PACIFICORP**

Operator: **INTERWEST MINING CO**

Site: **DEER CREEK MINE**

Address: **PO BOX 310, HUNTINGTON UT 84528**

County: **EMERY**

Permit Type: **PERMANENT COAL PROGRAM**

Permit Status: **ACTIVE**

Current Acreages

20,308.10	Total Permitted
91.63	Total Disturbed
0.60	Phase I
0.60	Phase II
0.60	Phase III

Mineral Ownership

- ☒ Federal
- ☒ State
- ☐ County
- ☒ Fee
- ☐ Other

Types of Operations

- ☒ Underground
- ☐ Surface
- ☐ Loadout
- ☐ Processing
- ☐ Reprocessing

Report summary and status for pending enforcement actions, permit conditions, Division Orders, and amendments:

This is a final (phase III) bond release inspection on 2.33 acres in the left fork of Rilda Canyon. This site was mostly reclaimed by PacifiCorp (the permittee) but after a large fire occurred in the area (Trail Mountain Fire), the Forest Service requested that this area be returned to them so that they could construct sediment control features in an effort to prevent damage to the Emery County Water Users Springs in the Rilda drainage. Others participating in the inspection but not listed below include: Rebecca Anderson and Andrea Johnson with the BLM, TJ Cook with the DWR, Jeff Salow with the USFS, and Ray Peterson with Emery County.

Refer to Dwg DS1800D for the location of former Surface Facilities which were removed and/or sealed by the Permittee. The USFS constructed a retention basin in the location these former facilities. Map 2-17A provides acreages and an outline of the area to receive bond release..

Inspector's Signature:

Daron Haddock,

Date Monday, December 10, 2018



Permit Number: C0150018
Inspection Type: BOND RELEASE
Inspection Date: Tuesday, November 27, 2018

Inspection Continuation Sheet

Page 2 of 5

Permit Number: C0150018
 Inspection Type: BOND RELEASE
 Inspection Date: Tuesday, November 27, 2018

Inspection Continuation Sheet

Page 3 of 5

REVIEW OF PERMIT, PERFORMANCE STANDARDS PERMIT CONDITION REQUIREMENTS

1. Substantiate the elements on this inspection by checking the appropriate performance standard.
 - a. For COMPLETE inspections provide narrative justification for any elements not fully inspected unless element is not appropriate to the site, in which case check Not Applicable.
 - b. For PARTIAL inspections check only the elements evaluated.
2. Document any noncompliance situation by reference the NOV issued at the appropriate performance standard listed below.
3. Reference any narratives written in conjunction with this inspection at the appropriate performance standard listed below.
4. Provide a brief status report for all pending enforcement actions, permit conditions, Division Orders, and amendments.

	Evaluated	Not Applicable	Comment	Enforcement
1. Permits, Change, Transfer, Renewal, Sale	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Signs and Markers	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. Topsoil	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.a Hydrologic Balance: Diversions	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.b Hydrologic Balance: Sediment Ponds and Impoundments	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.c Hydrologic Balance: Other Sediment Control Measures	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.d Hydrologic Balance: Water Monitoring	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.e Hydrologic Balance: Effluent Limitations	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. Explosives	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Disposal of Excess Spoil, Fills, Benches	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Coal Mine Waste, Refuse Piles, Impoundments	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Noncoal Waste	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. Protection of Fish, Wildlife and Related Environmental Issues	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Slides and Other Damage	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Contemporaneous Reclamation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
12. Backfilling And Grading	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13. Revegetation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
14. Subsidence Control	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. Cessation of Operations	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.a Roads: Construction, Maintenance, Surfacing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16.b Roads: Drainage Controls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17. Other Transportation Facilities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. Support Facilities, Utility Installations	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS check	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20. Air Quality Permit	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
21. Bonding and Insurance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
22. Other	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

1. Permits, Change, Transfer, Renewal, Sale

This 2.33 acre area will be removed from the Deer Creek Permit area. There are two portals that were used during the mining operations, both of which have been sealed and backfilled by PacifiCorp. The site consisted of a relatively flat pad area that was amenable to the construction of a sediment catchment basin that could catch expected debris and sediment emanating from the recent wildfires in the area. The US Forest Service contacted the Division and the Company and made arrangements to utilize the area for their purposes. This was considered an emergency situation since any debris coming from the watershed areas above the site would inundate the Emery County Water Users springs just below the site. The agreement would relieve PacifiCorp from any further responsibility at the site and the Forest Service would be totally responsible for the activity on the site and for whatever was constructed at the site. PacifiCorp will amend their MRP to show the area being removed from their permitted area.

3. Topsoil

Map 2-17A illustrates the location of topsoil salvage and provides acreages for the area. The fan portal and substation (1.4 acres) were removed. The road and topsoil stockpile remain (0.96 acres), per USFS request. A catch basin was roughed in by the USFS and now occupies the area shown as substation, pump house and fan house on Dwg DS1800D (in MRP Vol. 2). Formerly, there were very deep soils in this location, with an 18 inch topsoil horizon. These soils are stored in the 3,740 CY stockpile (MRP Vol. 2, Part 3, p. 34). At the time of the inspection approximately 8 inches of snow covered the topsoil pile. These soils may eventually be used by the USFS to reclaim the catch basin.

4.a Hydrologic Balance: Diversions

The Left Fork debris basin is accessed by a 1200' stretch of dirt road that runs parallel to the left fork of Rilda Canyon Creek. The road terminates at the debris basin, and a large 48" culvert allows Rilda Canyon Creek to flow under it at that point. A cattle guard turned on its end and lowered into the creek at the inlet of the culvert is serving as a trash rack, although there is a considerable gap that would admit the short circuit passage of debris around the rack and through the culvert in the event of a large debris flow. It doesn't appear that the trash rack was designed or built to any engineered specifications. Additionally, Undisturbed Culvert #2 diverts runoff from a side drainage underneath the debris basin and into Rilda Creek. Chuck Semborski indicated that this culvert is now plugged, and all runoff from the side drainage will now spill over into the debris basin.

4.b Hydrologic Balance: Sediment Ponds and Impoundments

The 2.33 acre area has been turned over the USFS so that they could construct a debris basin for the purpose of catching sediment that is expected from the recent forest fire. The entire area is developed for sediment control.

4.d Hydrologic Balance: Water Monitoring

Water monitoring in this area is no longer applicable as it is turned over to the USFS for their sediment control purposes.

7. Coal Mine Waste, Refuse Piles, Impoundments

The entire 2.33 acre area was evaluated. The Forest Service had constructed a debris basin which had functioned to some degree. The basin had been partially cleaned out and additional berms constructed in an attempt to capture sediment during future storms. There appeared to be two impoundments (catchment basins) on the site, which probably could have been better designed, but they are the responsibility of the Forest Service.

10. Slides and Other Damage

Some debris had entered the site from the South side drainage. Much of it had been cleaned from the basin to provide additional capacity.

11. Contemporaneous Reclamation

The company had completed the reclamation that they were required to do. They had sealed the portals and removed the structures. At this point, the site was turned over to the Forest Service.

12. Backfilling And Grading

The company had backfilled the two portals that were part of the mining operation. The site was then turned over to the Forest Service for their project. No further grading was required of the company.

13. Revegetation

According to Mr. Semborski, seed was provided to the USFS and they scattered it over the backfilled portals.

16.a Roads: Construction, Maintenance, Surfacing

The road leading to the South Fork area will be left for access to the Forest Services catchment basin. The Forest requested that the road be left and it would be included in the 2.33 acre bond release.

21. Bonding and Insurance

The Company has not asked for the release of bond money. They are only wanting to be released from the reclamation liability of this site.

22. Other

Grazing land surrounds the Rilda facilities (Dwg 2-18A). Control of grazing in the Rilda right and left fork reclaimed areas may be a problem. Mr. Salow agreed to discuss grazing control with the USFS range specialist.







United States
Department of
Agriculture

Forest
Service

Manti-La Sal National Forest

C/O 15/18 Incoming

Supervisor's Office
599 West Price River Drive
Price, UT 84501
435-637-2817

File Code: 2820
Date: December 4, 2018

Daron Haddock
Coal Program Manager
Utah Division of Oil, Gas and Mining
1594 West Temple, Suite 120
P.O. Box 145801
Salt Lake City, Utah 84114-5801

RECEIVED

DIV. OF OIL, GAS & MINING

Dear Mr. Haddock,

The Manti-La Sal National Forest (FS) is responding to the Phase III bond release of the Left Fork of Rilda Canyon for the Deer Creek Mine. The FS attended the Phase III bond release inspection for the Left Fork of Rilda Canyon on November 27, 2018. The FS is satisfied with the reclamation work that was done and has no further expectations from PacifiCorp on the 2.33 acre area.

In a letter to the UDOGM dated July 2, 2018 the FS requested a post-mining change to the reclamation plan for the Left Fork Rilda Canyon to facilitate the construction of a debris catchment basin for the protection of FS roads and municipal water supplies downstream. This was a FS post-fire mitigation strategy, which addressed potential impacts from the Trail Mountain Fire. This request was granted and the FS was able to construct debris catchment basins, therefore meeting the post-mining change and meeting FS reclamation requirements for the Left Fork of Rilda Canyon.

Thus, the FS concurs with the Phase III bond release of the Left Fork of Rilda Canyon for the Deer Creek Mine.

Thank you for consulting the FS regarding this matter. If you have any questions or concerns, please feel free to contact Jeff Salow at 435-636-3596 or jsalow@fs.fed.us

Sincerely,


RYAN NEHL
Forest Supervisor

cc Diane Wheeler (USFS), Steve Rigby (BLM)



Caring for the Land and Serving People

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United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Green River District

Price Field Office

125 South 600 West

Price, UT 84501

<http://www.blm.gov/ut/st/en/fo/price.html>



RECEIVED

DEC 28 2018

DIV. OF OIL, GAS & MINING

In Reply Refer To:
3809 (MWG) UTG023
UTU-89354

Utah Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84116

Attn: Dana Dean
Associate Director of Mining

Dear Ms. Dean,

This letter is to inform the Division that on November 27, 2018, the Price Field Office (PFO) of the Bureau of Land Management (BLM) participated in a field inspection of the Left Fork of Rilda Canyon, Emery County Utah. The purpose of the inspection was to observe and understand the Phase III bond release application which Energy West made for this local, on behalf of PacifiCorp. Due to the 2018 forest fires which involved various portions of the Energy West leases, the U.S. Forest Service (Manti-LaSal National Forest) had previously told PacifiCorp that they would prefer to take over the reclamation liability at this location, thereby relieving PacifiCorp from that requirement. This did not include removal of equipment from the site, but rather the re-contouring, revegetation and so forth, of the site.

Therefore, with this understanding, the BLM concurs with 1. The Forest taking over the reclamation responsibilities for the Left Fork of Rilda, and 2. that Energy West be released from its Phase III bond in its entirety (for this local).

If you have any questions in this regard, please contact Rebecca Anderson or Michael Glasson in the PFO, (435) 636-3600. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Chris Conrad", with a long horizontal flourish extending to the right.

Chris Conrad
Field Manager

Cc: Green River District

Manti-LaSal National Forest
Jeff Salow

Energy West
Scott Child